

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

APRIL LIGHTNER,)
) CASE NO. C13-1526-RAJ
Plaintiff,)
)
v.) ORDER AFFIRMING
) COMMISSIONER
CAROLYN W. COLVIN, Acting)
Commissioner of Social Security,)
)
Defendant.)
_____)

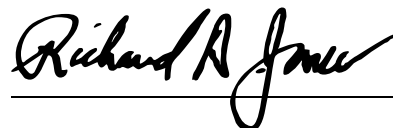
The Court has reviewed the entire record, including the Administrative Record, the memoranda of the parties, the Report and Recommendation (R&R) of United States Magistrate Judge Mary Alice Theiler, and plaintiff's objections to the R&R. It is therefore ORDERED:

(1) The Court adopts the R&R with the addition of the following footnote on page 9, line 1 at the conclusion of the sentence ending in "germane": "In her opening brief, plaintiff concludes that Ms. Fishfader's opinion was consistent with her notes and the record as a whole, but failed to provide specific argument or analysis on this point. Dkt. # 17 at 7; *see Batson v. Comm'r of Soc. Security Admin.*, 359 F.3d 1190, 1193 (9th 2004) ("If evidence exists to support more than one rational interpretation, [the court] must defer to the Commissioner's decision.");

(2) The Court AFFIRMS the decision of the Commissioner; and

01 (3) The Clerk shall direct copies of this Order to all counsel and to Judge Theiler.

02 DATED this 9th day of July, 2014.

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06 The Honorable Richard A. Jones
07 United States District Judge
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